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Witnington, DE 1983.  ROCHELLE FISHMAN Same Address as Witness  sequence Type 003 Person Contacted FISHMAN, SAMEUL M  Home Telephone (302) 478-5671 Employer/School  Parent Telephone (302) 478-5671 Female  Parent Telephone (302) 478-5671 Female  White  Age D.O.B.  OG/18/1993  Work Telephone (302) 478-5671 Female  Work Telephone  ROCHELLE FISHMAN SURREY PARK  Witnington, DE 19803  Parent Telephone  Parent Telephone  Rochell Fishman Same Address as Witness  Rochell Ferson Contacted  Person Contacted  Name ZAVALA, TERESA GARCIA  Female  White  Age D.O.B.  Od/23/1964  Garcian Information  Rochell Fishman SELF EMPLOYED - NANNY  Not Detailed  Work Telephone  Work Telephone  Work Telephone  SELF EMPLOYED - NANNY  Not Interviewed  Not Interviewed  Not Interviewed  Not Interviewed  Not Telephone (302) 478-5671 Employer/School  SURREY PARK  Wilmington, DE 19803  Not Telephone  Sex Fisce  Age D.O.B.  Work Telephone  SURREY PARK  Wilmington, DE 19803	ddress 220 CO	ACHMAN PARK						nploye	r/School			<u> </u>		Work Telephone.
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908 dovesi 14 DUI	Person NHAM P	Contacted	3000.00	Home Telephone (917) 282-5631	Employer/School				Work Telephone
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oggener 009 Address		Contacted	LONGWILL,	Home Talephone	Employer/School	Fernan	1,111,11	منتا.	Work Telephone
ENCIN	IBBIT A O. CA S	439	Name FISHMAN, RO	CHELLE	· <del></del>	Ser Unknown	Race	Aga	D. <b>O.B</b> .
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3220 (	COACHI EY PAR ngton, D	MAN E 19803	2224 COLGUNA D	Investiga	ative Narrative	Dan Britan		* :	

WRITER RESPONDED TO 3220 COACHMAN RD, SURREY PARK, WILMINGTON REFERENCE A DROWNING IN PROGRESS. COUNTY DISPATCH ADVISED THAT A BABY WAS PULLED FROM A POOL, AND THE BABY WAS NOT BREATHING. COUNTY DISPATCH ADVISED THAT THE CALLER WAS UPSET AND NOT LISTENING TO CPR INSTRUCTIONS.

UPON ARRIVAL, WRITER OBSERVED AN AMBULANCE LEAVE THE RESIDENCE. DISPATCH ADVISED THAT THE VICTIM WAS BEING TRANSPORTED TO THE HOSPITAL FOR TREATMENT.

WRITER NOTICED SEVERAL FAMILY MEMBERS PRESENT AT THE RESIDENCE. WRITER CONTACTED BARBARA LONGWILL AND ALEXANDRA FISHMAN. WRITER OBTAINED A BRIEF STATEMENT FROM THEM. BOTH SUBJECTS ADVISED THAT THEY OBSERVED MARISSA FISHMAN WF 1 FLOATING ON HER STOMACH IN THE SHALLOW END OF THE POOL. MARISSA WAS PULLED FROM THEPOOL AND CPR WAS ATTEMPTED. THEY ADVISED THAT MARISSA MUST HAVE WALKED THROUGH THE OPEN SLIDING GLASS DOOR THAT WAS LEFT OPEN BY CONSTRUCTION WORKERS WORKING ON THE RESIDENCE. SGT BECKER ARRIVED ON SCENE RIGHT AFTER WRITER. SGT BECKER CONTACTED SOME FAMILY MEMBERS AND CONSTRUCTION WORKERS, AND OBTAINED A BRIEF STATEMENT FROM THEM.

FAMILY MEMBERS PRESENT WERE: DEBORAH FOX, HARRISON FISHMAN, ALLISON LUCAS, HELEN LONGWILL, BARBARA LONGWILL, ALEXANDRA FISHMAN, SAMUEL FISHMAN, AND THE FAMILY NANNY TERESA ZAVALA. WRITER WAS ADVISED THAT ROCHELLE FISHMAN RESPONDED TO AI DUPONT HOSPITAL WITH MARISSA FISHMAN.

SGT BECKER ADVISED WRITER TO SECURE THE SCENE. THE SCENE CONSISTED OF A LARGE INDOOR POOL THAT WAS ATTACHED TO THE RESIDENCE. WRITER OBSERVED A SLIDING GLASS DOOR THAT SEPARATED THE

C=		Supervisor Approval
Reporting Officer		
OFC SCHLOSSER	- 2458 2	ANTHONY W SCELSI OJNCAWS Date 08/39/2002 1649

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Investigative Narrative - Continued

INFORMAL DINING ROOM PAREA TO THE POOL ROOM.

SGT MCGOWAN, DET TRALIA, AND DET BELL ARRIVED ON-SCENE. REFER TO THEIR SUPPLEMENT FOR DETAILS ON INTERVIEWS. EDU OF FICER MURPHY THEN ARRIVED ON SCENE REFERENCE COLLECTION OF EVIDENCE. OFC SANTOS THEN RESPONDED ON-SCENE REFERENCE TRANSLATION FOR THE CONSTRUCTION WORKERS. SGT BECKER ADVISED OFC ALFEBE AND OFF COTE TO RESPOND TO AI DUPONT HOSPITAL TO STANDBY WITH VICTIM.

DET MALONE RESPONDED TO AI DUPONT HOSPITAL REFERENCE INERVEIW WITH VICTIM'S MOTHER AND CHECKING ON CONDITION OF VICTIM'. AS ALL THE INTERVIEWS AND EVIDENCE WORK WERE COMPLETE, WRITER WAS RELIEVED OF HIS DUTIES. WRITER WAS UNAWARE OF THE VICTIM'S STATUS AT THE HOSPITAL. REFER TO CIU SUPPLEMENTS FOR DETAILS.

Reporting Officer OFC SCHLOSSER - 2458 2	Supervisor Approval ANTHONY W SCELSI OJN	CAWS Date 08/30/2002 1649	
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ype (ndividus		Sex Female		Race White					c Origin n-Hispanic		Age 1	D.O.B. 12/30/2000	)	_
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Wilming Pe	ton, DE 198	Injured?	Victim   Yes	Deceased?	Officer Com	ments			J:	<del></del> -	<del></del>			
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Sequence 004	Type Person Co	ntacted	^	lame ZAVA	LA, TER	ŒSA (	GARCIA			Sex Female	Race Whit	te	Age 38	0.0.8. 04/23/1964
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## Statement of Witness 004 - TERESA GARCIA ZAVALA

Teresa Zavala, W1, advised that she and Marissa Fishman, V1, were asleep in her bedroom when they awoke around 0700 hours. W1 advised that she and V1 responded to the kitchen and joined he rest of the family for breakfast. W1 advised that around 0900 hours, she started cleaning he bathroom and bedroom areas of 'Rochelle' and 'Barbara' and heard the children talking in the kitchen area. W1 advised that she assumed that all the children were being watched and ontinued cleaning around the house. W1 advised that she responded to the kitchen area and 'as asked by Barbara, '...where is Marissa?', at which time she stated she did not know. W1 advised that she and Rochelle started calling Marissa's name aloud at which time she suddenly heard Alexandra scream, '...here is Marissa...', as she pointed to the pool area. W1 advised hat she immediately observed the sliding glass door from the kitchen area to the indoor pool rea to be open. W1 advised that she observed Rochelle start to run toward the pool area and she quickly followed.

W1 advised that as she entered the pool area she observed Marissa, motionless, floating face down in the pool. W1 advised that she then observed two subjects standing on the edge of the pool. W1 advised that she 'froze' and just stared at Marissa floating in the pool as Rochelle

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New Castle County PD 08/30/2002

Statement of ... itness 004 - TERESA GARCIA ZAVA . . - Continued

32-02-086999

bushed the hispanic males subject to the side and dove into the pool towards Marissa.

W1 advised that she observed Rochelle grab Marissa from the pool as she yelled at the two subjects, '...why didn't you move...'. W1 advised that Rochelle handed Marissa to her at which time Rochelle started to push on the stomach of Marissa. W1 advised that she observed water xit the mouth of Maris 53. W1 advised that the skin color of Marissa was light blue and she had een wearing her pajama . Wi advised that she placed Marissa on the carpeted floor near the citchen table as Rochel le continued to push on Marissa's stomach and Barbara started blow air Marissa's mouth. W1 advised that she observed Marissa cough once. W1 advised that he two subjects seen in the pool area were one white male subject and one hispanic male subject. W1 advised that she had seen these subjecte moving one circular table and three chairs from the exterior patio area to the pool area through the unsecured door area. Wadvised hat the door between the kitchen area and the pool area is always closed when the children are n the house and the Maxissa is incapableto opening the door by herself. W1 advised that she believes that one of these two subjects had left the door open while they were moving the furniture.

Statement of Witness 010 - SALVADOR NMN BRITO-ORTIZ

Salvador Brito-Ortiz, PC1, advised that he had been working on the outdoor patio area with hi oss, the other white male subject. PCl advised that he had been working on the masonry on the patio and did observe numerous children playing inside theresidence near the kitchen area.

porting Officer ROBERT C BECKER OJNCRCB Date 08/30/2002 1730 FC SANTOS - 2426 Trace Stolen Property Suspect Named olyability Factors ☐ Wilness <u>□Suspect Described</u> Has Follow Ut Suspect Identified ☐ Suspect Vehicle Described ☐ Suspect Locate

Case 1:05-cv-00211-MPT Document 101-9 Filed 05/30/2006 Page 6 of 8 32-02-086999 "Castle County PD 08/30/2002 Supplemental Report - #2 Grid 114-372 riginal Occurrence Dates and Times: FRI 08/30/2002 1013 Sector 12 1220 COACHMAN RD SURREY PARK Wilmington, DE 19803 Original Victim Information /ictim Number Name FISHMAN, MARISSA 001 Race White Ethnic Origin Non-Hispanic D.O.B. 12/30/2000 ype (ndividual Female Work Telephone Resident Status Employer/School Home Telephone ddress (302) 478-5671 **Full Time** 3220 COACHMAN RD SURREY PARK Wilmington, DE 19803 Victire® Deceased? Officer Comments eporting Person? Victim Injured? □Yø≤ No □N<sub>0</sub> **X**No K) Yes Original Crime and Associated Information ictim Number Crime Seq | Statute Casualty Injured Subject No Specific Crime Associated 001 **J01** Involvement
Alcohol Drugs Computer General Offense Status Location Type Residence/Home Service Clear 08/30/2002 Crime Code 8191 - Casualty/Injured Subject Suspected Hate/Bias No - N/A Burglary Force Involved Investigative Narrative Writer responded to the above location on the above date and time reference to a drowning. rior to arrival writer ascerstained the ambulance was transporting the victim to A.I. Hospital Writer turned around and followed the ambulance to AI DupontHospital where writer stayed with V1 until writer was released by Det. C. Malone.

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001 pe	FISHM	AN, MARISSA Sex	Race		<del></del>		c Origin		Age	D.O.B.		<del></del>
adividu vidress		Female	White	Resident Statu			-Hispanic Employer/Sch		1	12/30/2000	Wo	rk Telephone
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		l			Witness I	nfon	nation					
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Idress 006 B	AYNARD B	LVD			me Telephone (02) 229-9664	mploy	er/School					Work Telephone
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porting (	Officer			Supervisor A N°TH (	Approval		CAWO D	40 09/30/3(	002 1464	······································		<del>-</del>

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Investigative Narrative - Continued

Marisa's clothes were tot'd Det. K. Murphy at 3220 Coachman Rd on today's date @ 1337 hours by riter. This case was tot Det. C. Malone.

Reporting Officer
OFC ALFREE - 2555

Solvability Factors

OWItness
OWItness
OWItness
OWItness
OSuspect Described

Supervisor Approval
ANTHONY W SCELSI OJNCAWS Date 08/30/2002 1654

OM. 0. OTrace Stolen Property
OSuspect Named
OSuspect Named
OSuspect Vehicle Described

Has Follow